



GOVERNMENT OF KARNATAKA

No:HFW 332 HSH 2012

Karnataka Government Secretariat,
Vikas Soudha,
Bangalore. Dated: 19.02.2013

NOTIFICATION

Whereas the draft of the following rules to amend the Karnataka State Civil Services (Regulation of Transfer of Medical Officers and other Staff) Rules, 2011 which the Government of Karnataka proposes to make in exercise of the powers conferred by section 12 of the Karnataka State Civil Services (Regulation of Transfer of Medical Officers and other Staff) Act, 2011 (Karnataka Act 2 of 2011) was published in Notification No. HFW 332 HSH 2012 dated: 04.01.2013 in part IV-A, No: 09 of the Karnataka Extraordinary Gazette dated: 04.01.2013 inviting objections/suggestions from the persons likely to be affected thereby within 30 days from the date of its publication in the Official Gazette.

And whereas the said Gazette was made available to the public on 04.01.2013.

Whereas objections/suggestions received have been considered by the State Government.

Now, therefore, in exercise of powers conferred by the sub-section (1) of Section 12 of the Karnataka State Civil Services (Regulation of Transfer of Medical Officers and other Staff) Act, 2011, the Government of Karnataka hereby makes the following rules, namely:-

RULES

1. Title and commencement.- (1) These rules may be called the Karnataka State Civil Services (Regulation of Transfer of Medical Officers and other Staff) (Amendment) Rules, 2012.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. Amendment of rule 2.- In rule 2 of the Karnataka State Civil Services (Regulation of transfer of medical officers and other staff) Rules, 2011 (hereinafter referred to as the said rules) in sub rule (1), after clause (a) the following shall be inserted, namely:-

"(aa) "critical vacancy" means and includes such of those vacancies in any cadre which in the exigencies of Administration and in the best interest of Public Health and Family Welfare Service Government cannot afford to perpetuate the same, namely:-

- (i) newly created post in any Government Hospital or Government Institution or whenever there is a change in the staffing pattern in a Government Hospital or Government Institution providing for sanction of additional staff either by creation or by transfer or redeployment, as the case may be;
- (ii) where more than fifty percent of the sanctioned posts are vacant in any Government Hospital or Government Institution other than a Primary Health Centre or sub-centre; in non category 'C' districts.
- (iii) in the case of the 'C' category districts more than forty percent vacancy shall be deemed to be critical vacancy;
- (iv) absence of one or more Specialists among the team of three Specialists viz., OBG, Pediatrician, Anesthetist who are very much essential for providing proper care to mother and child health in a Government Hospital or Government Institution;

3. Amendment of rule 3.- In rule 3 of the said rules, in the table, in the entries relating to serial No. (i), in column (2) after the words "Dental Health Officer", the words "and other Group-A officer" shall be inserted.

4. Amendment of rule 6.- In rule 6 of the said rules, after the table, the following shall be inserted, namely:-

"Provided that the minimum period of stay at a place specified above is not applicable to the cases of mutual transfers, husband and wife transfers, request transfers in cases of terminally ill, widow, physically disabled".

5. Substitution of rule 8.- For rule 8 of the said rules, the following shall be substituted, namely:-

"8. Notification of vacancies.- The list of vacancies that are to be filled by transfer, shall be displayed in the website of the Department. While preparing the list, the critical vacancies shall be given precedence over the non-critical vacancies and shall be filled up in the first instance by notifying only critical vacancies in the website of the Department. The non-critical vacancies may be filled up subsequently, subject to the maximum limit for effecting transfers as provided in these rules.

6. Amendment of rule 11.- In rule 11 of the said rules,-

(a) for sub-rule (2), the following shall be substituted, namely:-

"(2) All transfers shall be done only in the months of April and May of every year.

Provided that competent authority may transfer in public interest any time during the year in the exigencies of administration to fill a critical vacancy or to accommodate transfer due to terminally ill case.

(b) for sub-rule (6), the following shall be substituted, namely:-

"(6) The total number of transfers in public interest in a year, shall not exceed three percent of the working strength in the respective cadre. The total number of request transfers including all other categories of transfers, except mutual transfers, terminally ill cases and transfers under rule 4 and 5, in a year, shall not exceed five percent of working strength in the respective cadre."

- 7. Amendment of rule 12.-** In rule 12 of the said rules,-
- (a) in sub-rule (1), clause (c) shall be omitted; and
- (b) sub-rule (2) shall be omitted.

By Order and in the name of the
Governor of Karnataka

(CHIKKEGOWDA)

Under Secretary to Government,
Health & Family Welfare Department

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HEALTH AND FAMILY WELFARE SECRETARIAT

CORRIGENDUM

NO:HFW 89 HSH 2011 BENGALORE, DATED:18-06-2011

In the sub rule (3) to Rule 12 of Karnataka State Civil Services (Regulation of Transfer of Medical Officers and Other Staff) Rules, 2011 of Notification No. HFW 89 HSH 2011 dated:15-06-2011,the word “once” shall be read as twice”.

By Order and in the name of the
Governor of Karnataka

(CHIKKEGOWDA)

Under Secretary to Government,
Health and Family Welfare Department
(Services-1)

HEALTH AND FAMILY WELFARE SECRETARIAT**NOTIFICATION****NO:HFW 332 HSH 2012 BANGALORE, DATED:10-12-2012**

In exercise of powers conferred in proviso of Section 3 of the Karnataka State Civil Services (Regulation of Transfer of Medical Officers and Other Staff) Act, 2011 (Karnataka Act 2 of 2011), the Government of Karnataka hereby identify the following posts as project posts for excluding the transfers through the process of counseling under Karnataka State Civil Services (Regulation of Transfer of Medical Officers and Other Staff) Rules, 2011 in addition to the posts already specified under said proviso of Section 3 of the said Act.

“District programme Officers working in Reproductive and Child Health Programme, National Blindness Control Programme, National Vector Borne Disease Control Programme, National Leprosy Eradication Programme, National leprosy eradication Programme, National Family Welfare Programme Integrated Disease Surveillance Project, Aids Prevention Programme, Revised National Tuberculosis Programme, District Programme Management Officer (National Rural Health Mission).”

By Order and in the name of the
Governor of Karnataka

(CHIKKEGOWDA)

Under Secretary to Government,
Health & Family Welfare Department